

You should—if you are a merchant—be getting enthusiastic just now about your advertising plans for the New Year.

PRICE { THREE CENTS.
{ ON TRAINS FIVE CENTS

FINAL EFFORT TO RAISE MONEY

Mayor Calls Meeting of Council
oil For The

Insists On Saloon License of
\$500 However.

Twelve O'clock Closing Jolt
For Liquor Interests

ANXIOUS FOR COMPROMISE.

In a last final effort to secure an increase in the city's revenue by increasing the saloon license fee from \$150 to \$500 a year Mayor Grinstead late yesterday afternoon issued a call for a special meeting of the General Council for to-morrow night at 8 o'clock. In his call the Mayor asserts that the saloons for years have failed to bear their just proportion of taxation. He emphasized the fact that

Traffic is directly responsible for a large part of the expenses of the police force, almshouse, workhouse, Criminal Court and City Hospital, and he asserts that the saloons are the only available sources of revenue that at present are not overtaxed.

Set Forth City's Needs.

Appended to the call of the Mayor is a statement from the two executive boards, in which attention is called to the pressing need on the part of

for increased revenue. It is set forth in this statement that during the last days of Mayor Barth's administration, and during the administration of Mayor Bingham, the salaries and wages of all of the city employes were raised and many new employes were added to the payroll. Extensive contracts were entered into, and improvements were undertaken, that require a vast sum. The policy of Mayor Grinstead relative to an increased saloon license is approved by the members of his executive committee, and they assert in their statement that the saloons of Louisville should be required to pay a license of \$1000.

than \$500 a year. . . .

Closing Ordinance Body Blow.

The action of the lower board of the General Council at the meeting Monday afternoon in passing the ordinance closing saloons at midnight each night was a body blow to the saloon men of Louisville. It fell upon many of them heavier, it is said, than even the proposed high-license ordinance would fall. As a result of the lower board's action on the midnight closing ordinance many saloons men got drunk.

Yesterday, and it is said that they intimated that they would be willing to compromise on the basis of a \$300 a saloon license provided the Board of Aldermen declines to pass the midnight closing ordinance.

Want \$500; Will Probably Get \$300.

Such a compromise, it is said, does not appeal to Mayor Grinstead in the least. He wants a saloon license for

While the Mayor would not commit himself on the matter, it is believed that if the saloon men of Louisville will agree to pay \$500 a year for their saloon license, the Board of Aldermen will fail to pass the midnight closing ordinance. The liquor interests, however, are willing to pay only \$300, and all the leaders of the liquor interests were willing last night to get the lower

what the Mayor will perhaps get. Whether the administration will feel sufficiently gratified for that income to kill the 12 o'clock closing ordinance remains to be seen.

In his call for a special meeting tomorrow night of the General Council, Mayor Grinstead calls attention to the fact that it is not yet too late to pass an ordinance fixing the tax rate at \$1.75 on the \$100 valuation. He intimates that in the event that the high-

license measure goes through before December 31 the ordinance fixing the tax rate at \$1.80 will be killed and an ordinance fixing the tax rate at \$1.75 be substituted for it. He asserts in his call that the people of Louisville, outside of the saloon men, are already overburdened with taxes, and that it would give him great pleasure to be enabled to reduce their tax rate.

Not Too Late For \$1.75 Rate.

The Mayor's call is as follows:
To the General Council of the City of
Louisville, December 24, 1907.—Gentlemen:
The saloons do not pay their fair share

From a strictly financial standpoint it is a losing business for this city to charge penitons only \$150 a year, while they entail on the city an expense greatly more than that. From a purely business stand-

In order to clean and repair the streets and meet other necessary expenses of the city government, we must raise a large sum of money. Obviously, this money should not be raised from those of our taxpayers who are already overburdened with taxes, but from those who in the

The saloons are the only available sources of revenue that at present are not over-taxed. They are really grossly undertaxed and have been for years. If any increase in the liquor license is to benefit the taxpayers for the coming year the law requires that it must be made by

The \$1.80 tax rate adopted a few days ago can be reduced to \$1.75 if the liquor license is immediately fixed at \$500 per year. I would be recreant in my duty to the taxpayers if I did not exhaust every effort in my power to make every interest pay its fair share of taxes, and hereby secure the best possible government at the lowest cost of taxation.

therefore call a special meeting of the General Council for Thursday, December 6, 1907, at 8 o'clock p. m. to settle definitely, before it is too late, whether the chosen representatives of the taxpayers at large will or will not raise the liquor license to a reasonable sum, to-wit, \$500 a year, and thereby enable the general tax rate bearing upon all the people to

reduced from \$1.20 to \$1.15.
J. F. GRINSTEAD, Mayor.
* * *

Statement of Executive Boards.

Louisville, Ky., Dec. 24, 1907.—Referring to the Mayor's call for a special meeting of the Council, the Board of Public Works

The streets are in a wretched condition.

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A Merry Christmas and a Happy New Year From Levy Bros.

CLOSED TO-DAY

Courier-Journal.

WEDNESDAY, DECEMBER 25, 1907

CITY FEATURES.

Launching of the Principe Di Udine.

Casare Conti, General Agent of the

Lloyd Sabado, First Italian Mail Line

received a cablegram from Glasgow

announcing the launching of their

new 14,000-ton, twin-screw steamer "Prin-

cipe Di Udine." This splendid steamer,

when completed, will have a speed of

18 knots, and is expected to run between

Naples and New York within ten days.

The "Principe Di Udine" will have ac-

commodations for 150 first class pas-

sengers, 10 second-class and 400 steerage pas-

sengers. All of the first cabins will be sit-

uated on the outside of the ship. There

will also be a winter garden, a gym-

nasium and a casino de luxe composed of

bedroom, bedroom and sitting-room, all

connected with doors. This new splendid

steamer will be called the gem of the

Italian mercantile marine, due to the ex-

travagant elegance. She is expected to

leave on her maiden trip to New York

during the month of June, 1908.

SUMMONS OF DEATH

FOR JOHN M. FERGUSON

PROMINENT INSURANCE MAN

SUCCUMBS TO DROPSY.

HIS FUNERAL AT MOTHER'S

HOME THIS AFTERNOON.

END HAD BEEN EXPECTED.

John M. Ferguson, senior member of the

insurance firm of Ferguson & Scott, suc-

cumbed to dropsy at the home of his

mother, Mrs. Sarah Ferguson, 148 Gar-

field place, yesterday morning at 10 o'clock.

Death had been expected for several days

and members of the family were at the

bedside when the end came. Mr. Ferguson

was taken ill the latter part of last spring

and since the latter part of May his case

had been considered hopeless.

Mr. Ferguson was born in Louisville

November 2, 1830, and was attending the

public schools in Louisville he completed

his education at a Massachusetts in-

stitution of learning. After his graduation

he went into business for himself in

the firm of Vaughn & Ferguson. Several

years ago this firm dissolved and the

firm of Ferguson & Scott was established.

Mr. Ferguson was widely known in in-

surance circles and was the owner of the

late John Ferguson, a wholesale tobacco

dealer and a prominent figure on the

local tobacco breaks for nearly half a

century. Beside his mother, Mr. Fergu-

son is survived by his wife, Mary, who

survived by his wife, Mary, who

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FIVE YEARS

Given Thos. Whallen For Alleged Theft.

SAID TO HAVE STOLEN VESSELS FROM CHURCH.

TRUSTEES REAPPOINTED FOR TOWN OF CRESCENT HILL.

THREE WILLS ARE PROBATED.

Careless Crescent Hillers.

Before the last election it did not occur

to the people of the corporation of Cres-

cet Hill that it was up to them to elect

trustees, therefore it has now de-

volved upon County Judge Arthur P. To-

bin to appoint trustees to fill the vacancies

until the next election. Crescent Hill was

formerly made up of a large portion of

territory, but a number of years ago

most of it was conveyed to the city. The

residents of the remaining territory did

not keep up the corporation as an entity.

However, it was revived by petition on

September 30 last, and Judge Walter P.

Leitch, appointed R. L. Gebhard, Frank-

lin M. Walker, J. M. Hansell, C. J. Mel-

lisch and Walter P. Leitch as trustees.

They will report these gentlemen as trustees

at the next election, or until it occurs

that French had taken the vessels, while

French and the other.

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Three Wills Probated.

The following wills were probated yester-

day in the County Court:

That of John Broderick, dated December

2, 1907, in which he leaves his entire estate

to his widow, Mary Broderick, who is

made executrix. The estate is valued at

\$150,000 and the will is subject to the

will of the testator. The will is subject to

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The will is subject to the will of the

peal from Green Circuit Court. Opinion

of the court by Judge Hobson, reversing.

First-Sheriff's Settlements-Made and

Recorded-Prima Facie Correct-Action

to Surcharge-Sheriff's Settlements, un-

der Kentucky Statutes, Section 4146,

when they have been approved by the

court and ordered to record, are prima

facie correct and cannot be attacked

collaterally, but may be surcharged by a

direct action to correct a mistake.

Second-Same-When Action Accrued.

An action to surcharge a settlement of

a Sheriff is an action for relief for fraud

or mistake, under Kentucky Statutes,

Section 2519, and must be brought within

five years after the mistake is made or

discovered, or after it might have been

discovered by ordinary diligence, and the

right of action does not accrue until the

settlement is confirmed.

Third-Same-Defense-Limitation.

Must Be by Plea-Burden of Proof-In an

action to surcharge a settlement of a

Sheriff's fraud or mistake the burden of

proof is on the plaintiff, and he must

show by his reply show facts suffi-

cient to avoid the plea of the statute, the

court may sustain a demurrer to the re-

ply. If the plaintiff avoids the plea of

the statute by showing the fraud or mis-

take, the burden of proof is on him if the

allegations are denied.

Fourth-Mistake-Matter of Record-Suffi-

ciency of Plea-In an action to sur-

charge a Sheriff's settlement, a mistake

shown by the record settles the matter,

and an allegation by the plaintiff that he

could not by ordinary diligence have

learned facts plainly shown by the

record, is not sufficient to avoid the

statute.

Fifth-Sheriff's Commission-All taxes

levied by a county in one year constitute

one fund and are to be taken in the ag-

gregate in computing the commission due

the collecting officer, which, under

Kentucky Statutes, Section 4146, is

allowed 10 per cent. on the first \$5,000

collected and 4 per cent. on the remainder.

Nogge & Grinn and W. G. Howell

for appellant; Jeff Henry for appellee.

Frank Hunt vs. Frontie Phillips, et al.

Filed November 27, 1907. (Not to be re-

ported.) Appeal from Final Circuit Court

Opinion of the court by Judge Hobson,

construing.

Land-Conveyance-Title Vested-Con-

struction of Deed-James Cox and wife,

plaintiffs, vs. Frontie Phillips, et al., de-

fendants. The plaintiffs, James Cox and

wife, and her heirs, conveyed a tract of

land to "W. H. Fields and Jane Fields, his

wife, and to her heirs, by deed, and her

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